

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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<i>In re OpenAI, Inc. Copyright Infringement</i>	:	No. 1:25-md-03143-SHS-OTW
<i>Litigation</i>	:	
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JOINT [PROPOSED] CASE SCHEDULE

The parties submit this Joint [Proposed] Case Schedule pursuant to the Case Management Order entered May 22, 2025. *See* Dkt. 60. The parties have reached agreement on all proposed dates, except for the three rows marked with **bold red text**.

Event	Proposed Deadlines
Submission of Joint Discovery Dispute Chart for June 25, 2025 conference	<b>June 17, 2025 (Dkt. 78)</b>
Status Conference before Magistrate Judge Wang	<b>June 25, 2025 at 9:30 a.m. (Dkt. 78)</b>
Technology Tutorial	<b>June 26, 2025 at 10:00 a.m. (Dkt. 78)</b>
Last day to serve answer to complaint in <i>Intercept</i> matter	<b>June 18, 2025</b>
Last day to serve motion to strike in <i>Intercept</i> matter	<b>June 18, 2025</b>
Last day for Defendants to serve responsive pleadings to the Consolidated Class Action Complaint	<b>July 14, 2025</b>
Last day to serve additional written discovery or propound additional custodians/search terms (absent good cause)	<b>August 19, 2025</b>
<b>Substantial completion of document productions</b> (including privilege logs	<b>September 12, 2025</b> (for requests issued prior to 5/22/2025)

Event	Proposed Deadlines
addressing any such productions) <sup>1,2</sup>	
First day to serve contention interrogatories	<b>October 31, 2025</b>
Last day to respond to contention interrogatories	<b>January 9, 2026</b>
<b>Close of fact discovery</b>	<b>February 27, 2026</b>
<b>Close of expert discovery</b> (includes opening, rebuttal, reply)	<p><b>July 17, 2026</b></p> <p><i>Opening Reports:</i> <i>April 10, 2026</i></p> <p><i>Rebuttal Reports:</i> <i>May 8, 2026</i></p> <p><i>Reply Reports:</i> <i>June 5, 2026</i></p>
<b>Last day to file motions for summary judgment</b> and date for filing <i>Daubert</i> motions (all cases) <sup>3</sup>	<b>August 14, 2026</b>

<sup>1</sup> The date for substantial completion of document productions does not in any way restrict Plaintiffs from continuing to access, inspect and obtain copies of discovery materials made available for inspection by Defendants, including training data, source code and output logs.

<sup>2</sup> For any additional requests for production served or custodians requested after 5/22/2025, the parties shall meet and confer within thirty (30) days after service (*i.e.*, at the time responses and objections are served) regarding a date for substantial completion of production in response thereto.

<sup>3</sup> This deadline for *Daubert* motions shall not apply to issues that may be raised on remand to transferor courts, and by agreeing to this deadline no party waives its right to seek to have particular issues resolved on remand.

Event	Proposed Deadlines	
Oppositions to motions for summary judgment and to <i>Daubert</i> motions	September 18, 2026	
Replies in support of motions for summary judgment and <i>Daubert</i> motions	October 16, 2026	
Hearing on motions for summary judgment <b>DISPUTED</b>	<b>Plaintiffs' Proposal:</b> November 18, 2026 (or another date convenient for the Court)	<b>Defendants' Proposal:</b> At the Court's discretion after briefing is complete
Class certification (consolidated class case)	<b>Motion:</b> 21 days after ruling on Motions for Summary Judgment <b>Opposition:</b> 28 days later <b>Reply:</b> 21 days later	
Motions in Limine <b>DISPUTED</b>	<b>Plaintiffs' Proposal:</b> December 11, 2026	<b>Defendants' Proposal:</b> Premature to set date until after resolution of motions for summary judgment
Ready trial date <b>DISPUTED</b>	<b>Plaintiffs' Proposal:</b> January 29, 2027 (Because of the number of counsel involved in the S.D.N.Y. cases, Plaintiffs request that the Court block off a tentative trial date so that counsel may reserve time on their calendars)	<b>Defendants' Proposal:</b> Premature to set date until after resolution of motions for summary judgment

Dated: June 17, 2025

Respectfully submitted,

/s/Davida Brook

Davida Brook

Susman Godfrey L.L.P.

On behalf of News Plaintiffs

/s/ Justin Nelson

Justin Nelson  
Susman Godfrey L.L.P.  
*On behalf of Class Plaintiffs*

/s/Paven Malhotra  
Paven Malhotra  
Keker, Van Nest & Peters LLP  
*On behalf of OpenAI*

/s/Jared Briant  
Jared Briant  
Faegre, Drinker, Biddle & Reath LLP  
*On behalf of Microsoft*

Dated: June \_\_\_\_\_, 2025

**SO ORDERED.**

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**HON. SIDNEY H. STEIN**  
United States District Judge